

By: Brown of Brazos

H.B. No. 135

A BILL TO BE ENTITLED

AN ACT

relating to eligibility for an auctioneer's license.

BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF TEXAS:

SECTION 1. Section 1802.052, Occupations Code, is amended to read as follows:

Sec. 1802.052. ELIGIBILITY FOR AUCTIONEER'S LICENSE. An individual is eligible for an auctioneer's license if the individual:

(1) is at least 18 years of age;

(2) is a citizen of the United States or a legal alien;

~~and~~

(3) either:

(A) passes a written or oral examination demonstrating knowledge of the auction business and of the laws of this state relating to the auction business; or

(B) shows proof of employment by a licensed auctioneer for at least two years ~~[one year]~~ during which the applicant participated in at least 10 ~~[five]~~ auctions;

(4) holds a high school diploma or a high school equivalency certificate;

(5) has not been convicted of a felony involving moral turpitude during the five years preceding the date of application;
and

(6) has completed at least 80 hours of classroom

1 instruction at an auction school with a curriculum approved by the
2 department.

3 SECTION 2. This Act takes effect September 1, 2003, and
4 applies only to an application for an auctioneer's license that is
5 filed on or after that date. An application for an auctioneer's
6 license filed before the effective date of this Act is governed by
7 the law in effect on the date the application was filed, and the
8 former law is continued in effect for that purpose.